

## COMMISSION MEETING MINUTES

MAY 1, 2014

A MEETING OF THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, TENNESSEE was held in the Commission Chambers of the Municipal and Safety Building, 601 East Main Street, Johnson City, Tennessee on Thursday, May 1, 2014.

PRESENT: Mayor Ralph Van Brocklin, Vice-Mayor Clayton Stout, Commissioners Jeff Banyas, Jenny Brock and David Tomita, Pete Peterson, City Manager, and Janet Jennings, City Recorder.

Mayor Ralph Van Brocklin called the meeting to order at 6:01 p.m.

At this time, Tim Wallingford, Pastor, First Christian Church, gave the invocation, which was followed by the pledge of allegiance.

At this time, Mayor Ralph Van Brocklin addressed the taxpayers regarding the upcoming budget.

Upon motion by Commissioner Jeff Banyas, seconded by Vice-Mayor Clayton Stout, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the minutes of the regularly scheduled City Commission Meeting held on Thursday, April 17, 2014, be and the same are hereby approved.

At this time, Mayor Ralph Van Brocklin presented a proclamation recognizing Historic Preservation Month. Present to accept were the following members of the Historic Zoning Commission: Liz Biosca (chairperson), Sheila Cox and Valda Jones.

**Whereas** historic preservation is an effective tool for managing growth, revitalizing neighborhoods, fostering local pride and maintaining community character while enhancing livability; and

**Whereas** historic preservation is relevant for communities across the nation, both urban and rural, and for Americans of all ages, all walks of life and all ethnic backgrounds; and

**Whereas** it is important to celebrate the role of history in our lives and the contributions made by dedicated individuals helping to preserve tangible aspects of the heritage that has shaped us as a people; and

**Whereas** "New Age of Preservation: Embark, Inspire, Engage" is the theme for National Preservation Month 2014, cosponsored by the Johnson City Historic Zoning Commission and the National Trust for Historic Preservation.

**Now, Therefore, I,** Ralph J. Van Brocklin, Mayor of Johnson City, Tennessee, in conjunction with the national observance do hereby proclaim May 2014

## **HISTORIC PRESERVATION MONTH**

in Johnson City, Tennessee and invite all citizens, businesses, civic groups, and other organizations to honor the legacy of our heritage and the historical preservation of our city and community.

***In Witness Whereof,*** I have  
hereunto set my hand and caused the Official  
Seal of the City of Johnson City, Tennessee, to  
be affixed this 1st day of May 2014.

/s/ Ralph J. Van Brocklin

Ralph J. Van Brocklin, Mayor

At this time, Mayor Ralph Van Brocklin presented a proclamation recognizing Travel and Tourism Week. Present to accept were the following members of the Chamber of Commerce/Convention and Visitor's Bureau: Gary Mabrey (CEO), Grant Summers and Brenda Whitson.

**Whereas** travel has a positive effect on business productivity and economic prosperity throughout the state and country, with \$134 billion in tax revenues directly generated by traveler spending in 2013; and

**Whereas** tourism generated a \$15.36 billion economic impact to Tennessee's economy in 2011, with overnight and daytrip visitors providing \$1.17 billion in state and local sales tax revenues; and

**Whereas** travel is among the largest private-sector employers in the United States, supporting 14.9 million jobs in 2013, with 177,800 of those in Tennessee; and

**Whereas** international travel to the United States is the nation's No. 1 services export, generating \$139.6 billion in exports in 2013 and creating a \$53.3 billion trade surplus.

**Now, Therefore, I,** Ralph J. Van Brocklin, mayor of the City of Johnson City, Tennessee, in conjunction with the U.S. Travel Association's national observance, to hereby proclaim May 3-11, 2014

## Travel and Tourism Week

in Johnson City, and encourage all citizens to enjoy the many facets of our community that bring travelers here and to appreciate the hard work of all those who make tourism a successful economic driver in our area.

***In Witness Whereof,***<sup>1</sup>  
have hereunto set my hand and caused the  
Official Seal of the City of Johnson City,  
Tennessee, to be affixed this 1<sup>st</sup> day of May,  
2014.

/s/ Ralph J. Van Brocklin

Ralph J. Van Brocklin, Mayor

At this time, Mayor Ralph Van Brocklin presented a Retirement Resolution to Terry Moffitt. City Manager Pete Peterson presented his retirement watch. Phil Pindzola, Public Works Director, and Mike Arsenault, Assistant Public Works Director, commended him for his many years of excellent service to the citizens.

**Whereas** Terry Moffitt began his career with the City of Johnson City's Public Works – Street Division as a laborer on October 1, 1976; and

**Whereas** just over a year later, Terry was promoted to equipment operator (later renamed Motor Equipment Operator II) and has since driven a street sweeper, which he named "Bronco Billy"; and

**Whereas** for more than 37 years, Terry has been known for going above and beyond, always electing to work extra details and special events, and ensuring every day that the streets of Johnson City are clean; and

**Whereas** Terry also has been counted on to salt roads and plow snow, driving to work from his farm in Buladean, North Carolina, at any hour of the morning or night if needed; and

**Whereas** Terry's sense of humor, positive attitude and exceptional work ethic will be missed by his fellow employees and citizen alike.

**Now, Therefore, Be It Resolved,** by the Board of Commissioners of the City of Johnson City, Tennessee, upon his retirement on April 25, 2014, that Terry Moffitt is officially commended for his service to the City and the community.

**Be It Further Resolved,** that a copy of this Resolution be presented to Terry Moffitt along with well wishes in his future endeavors.

**In Witness Whereof,** I have hereunto set my hand and caused the Official Seal of the City of Johnson City, Tennessee, to be affixed this 1st day of May, 2014.

/s/ Ralph J. Van Brocklin

Ralph J. Van Brocklin, Mayor

At this time, Dan Gibbs, Region IV Wildlife Manager, Tennessee Wildlife Resources Agency, made a Bear Wise presentation.

At this time, Roger Blakeley, Parks and Recreation Director, presented an overview of the various Parks and Recreation facilities. James Ellis, Assistant Parks and Recreation Director, presented an overview of the 2013 athletic field usage. Grant Summers, Parks and Recreation Advisory Board Chair, presented the Board's priorities for the Capital Improvement Plan, as well as needs for updated master planning of Park facilities.

At this time, Mayor Ralph Van Brocklin opened the public input session. Tom McKee addressed the Commission regarding the need for tax increases and promoting development.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That a street closing on Saturday, June 7, 2014 from 8:00 a.m. until 11:00 a.m. for the Blue Plum 5K Road Race, in association with the Blue Plum Festival, as requested by Friends of Olde Downtowne, be and the same is hereby approved.

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner Jenny Brock, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Consent Agenda for May 1, 2014, be and the same is hereby approved.

**CONSENT AGENDA:**

**A. GENERAL:**

**i. Water & Sewer Services**

Authorization for Mayor to sign Tank Industry Consultants Work Order #26 for the Recoating Tri-County & Watauga Backwash Tanks

**ii. Targeted Community Crime Reduction Project**

Authorization to apply for the Byrne Criminal Justice Innovation Grant in the amount of \$1,000,000.00

**iii. Police**

Consider Telecommunications Contract for the Johnson City Jail with Securus Technologies, Inc.

**iv. Johnson City Public Library**

Authorization for Mayor to execute Agreement between the City of Johnson City and Williams Restoration & Waterproofing, Inc. for the Johnson City Public Library Brick Repair and Cleaning Project. Total contract amount is \$57,350.00

**v. Transit**

Consider approval of TDOT Amendment One Contract for state capital (Section 5307) grant assistance, TDOT Project Number 905307-S3-009, to extend contract to June 30, 2015

vi. **Transit**

Consider approval of TDOT Amendment One Contract for state and federal New Freedom (Section 5317) grant assistance, TDOT Project Number 905317-S3-002, to extend contract to June 30, 2015

vii. **Transit**

Consider approval of TDOT Amendment One Contract for state and federal New Freedom (Section 5317) grant assistance, TDOT Project Number 905317-S3-003, to extend contract to September 30, 2015

viii. **Public Works Department**

Consider Change Order #1 in the amount of \$29,876.92 from Stansell Electric Company for the ITS Project

ix. **Administration**

Consider application for Federal Lands Access Program Funding to assist with construction of the Veterans Affairs Hospital Connector

x. **Administration**

Consider Change Order #1 for Floyd Storie Roofing Contractors, Inc. on the Washington County/Johnson City EMS Re-roofing Project

**B. INVOICES:**

- i. Preston Construction Company . . . . . \$38,544.53

Johnson City Schools ~ ITB #5728 Approved on Oct. 3, 2013

FHCC New Sidewalk & Exterior Steps

Funding Source: Washington County Bond Funds

- ii. Burleson Construction Company . . . . . \$1,160.95

Johnson City Schools

Science Hill High School HVAC Upgrade

Funding Source: Washington County Bond Funds

- iii. HVAC, Inc. . . . . \$110,290.25  
Johnson City Schools  
Science Hill High School HVAC Upgrade  
Funding Source: Washington County Bond Funds
- iv. Mechanical Design Services . . . . . \$2,032.50  
Johnson City Schools  
Science Hill HVAC Upgrade Phase I  
Funding Source: Washington County Bond Funds
- v. Mechanical Design Services . . . . . \$15,447.51  
Administration  
Freedom Hall HVAC Modifications  
Funding Source: Washington County Bond Funds
- vi. Floyd Storie Roofing Contractors . . . . . \$4,928.96  
Administration  
Re-roofing of Washington County/Johnson City EMA Building  
Funding Source: Capital Projects Fund
- vii. Floyd Storie Roofing Contractors . . . . . \$6,549.30  
Water & Sewer Services  
Re-roofing Seven Buildings at Brush Creek **(FINAL PAYMENT)**  
Funding Source: Water/Sewer Fund (Budgeted Expense)
- viii. Hazen & Sawyer . . . . . \$35,000.00  
Water & Sewer Services  
Engineering Services for Lower Brush Creek Interceptor Replacement  
Funding Source: Water/Sewer Bond
- ix. Tysinger, Hampton & Partners . . . . . \$549.00  
Water & Sewer Services ~ Progress Billing #7  
I-26 Interchange @ SR 75 Waterline Relocation  
Funding Source: Water/Sewer Fund (Budgeted Expense)

- x. Thomas Construction Company ..... \$60,777.44  
Water & Sewer Services  
Galvanized Waterline Replacement ~ Pay Request #1  
Funding Source: Water/Sewer Fund (Budgeted Expense)
- xi. Littlejohn Engineering ..... \$9,288.96  
Water & Sewer Services ~ Task Order #1  
Cash Hollow Sewer Basin Evaluation & Rehabilitation  
Funding Source: Water/Sewer Fund (Budgeted Expense)
- xii. Littlejohn Engineering ..... \$4,920.00  
Public Works Department  
Lone Oak Road Sidewalk Project  
Funding Source: Safe Routes to School Grant &  
STP Funds (Capital Project Budget)
- xiii. Summers Taylor ..... \$39,395.40  
Public Works Department  
Lone Oak Sidewalk Project  
Funding Source: Safe Routes to School Grant &  
STP Funds (Capital Project Budget)
- xiv. Mattern & Craig ..... \$1,650.00  
Public Works Department  
Access Road for VA Hospital  
Funding Source: HPP & 20% Local Funds (Budgeted)
- xv. Rainey Contracting ..... \$18,881.25  
Public Works Department  
Demolition of Former WW Cab Company Building  
Funding Source: Stormwater Fund (Budgeted Expense)



- xvi. Thomas Weems Architect ..... \$10,962.00  
Public Works Department  
Johnson City Farmers Market  
Funding Source: Capital Projects Fund
  
- xvii. Stansell Electric Company ..... \$46,552.76  
Public Works Department  
Pay Request #7 ~ ITS Project  
Funding Source: 80% Federal ~ 10% State ~ 10% Local Bonds

**C. BIDS:**

- i. Ferguson Enterprises .....\$2,336.00  
Water & Sewer Services ~ ITB# 5804  
Water Distribution Items ~ Change Order  
Funding Source: Budgeted Expense

TABULATION OF BIDS  
CITY OF JOHNSON CITY, TENNESSEE  
March 21, 2014  
BID # 8904 - WATER/SEWER  
WATER DISTRIBUTION ITEMS

	QTY	G & C Supply Unit Cost	Consolidated Pipe Unit Cost	Waller A. Wood Unit Cost	Southern Pipe Unit Cost	Ferguson Unit Cost	Coleman Unit Cost	Hayes Unit Cost	H.D. Supply Unit Cost
Gripper gaskets for McWayne Pipes:									
1. 6"	25	60.50	75.00	81.25	53.07	48.95	X	85.00	56.70
2. 8"	25	81.40	100.00	82.25	70.91	65.99	X	87.00	76.29
3. Secondary Sewer Manhole Frame & Cover Meter Boxes	100	198.88	210.00	200.00	200.82	201.00	208.00	205.00	198.88
4. 12" Deep Square	200	23.40	25.00	14.50	16.03	15.95	X	22.00	15.36
5. Jumbo Meter Box	25	31.50	95.00	125.00	92.57	105.00	X	150.00	83.73
Proposed boxes:									
Full Circle Repair Clamps									
6. 2" x 12.5"	200	40.70	55.00	55.00	39.95	33.34	42.28	40.80	62.20
7. 6" x 12.5"	100	71.25	90.00	82.60	69.84	68.88	74.11	71.70	89.35
8. 2" x 3/4" CC Brass	30	14.85	17.00	22.63	14.35	14.25	15.20	14.70	14.42
Threaded Brass Fittings									
9. 2" Brass Union	50	32.50	80.00	35.40	29.55	34.72	32.70	32.00	30.90
10. 2" Brass Tee	100	24.40	62.00	65.45	27.41	26.06	24.65	24.20	23.18
11. 3/4" x 1/4" Brass Bushing	100	2.32	7.00	2.50	1.72	2.44	2.32	2.40	2.21
12. 3/4" x 1/2" Brass Bushing	100	1.93	8.85	2.05	2.85	2.02	1.93	2.00	1.83
13. 1" x 3/4" Brass Bushing	100	2.90	8.00	2.70	3.02	3.05	2.88	3.00	2.77
14. 2" x 3/4" Brass Bushing	100	11.11	31.00	12.10	10.10	11.87	11.23	11.00	10.56
15. 5/8" x 3/4" Line Saver	200	72.20	85.00	71.20	71.20	60.98	75.45	72.00	70.48
Flex couplings (asw&rs)									
16. 8" Concrete x 8" PVC	20	12.89	12.00	14.80	11.35	12.89	X	12.80	11.25
17. 5" Clay x 8" PVC	20	7.78	7.00	8.00	7.45	7.77	X	7.80	6.77
18. 6" PVC X 4" PVC	20	9.10	8.00	10.45	8.10	9.12	X	9.15	7.95
19. 4" DI X 4" PVC	10	3.63	4.00	4.50	3.52	3.99	X	3.90	3.42
20. 4" PVC X 4" PVC	30	3.63	4.00	4.15	3.52	3.63	X	3.65	3.16
21. 4" PVC X 4" CLAY	20	3.63	4.00	4.15	3.52	9.12	X	3.55	3.16
Fabricated tapping sleeves for D.I. Pipe									
22. 5" x 6"	10	252.25	279.00	234.75	244.05	241.57	255.00	250.00	256.85
23. 6" x 8"	10	305.00	350.00	306.30	300.90	292.95	316.80	315.00	326.82
24. 8" x 6"	10	231.95	252.00	241.00	225.67	222.13	237.80	240.00	260.64

change order



- ii. Neptune Technology Group Inc. . . . . \$84,735.00  
 Water & Sewer Services ~ ITB# 5812  
 Water & Fire Service Meters Contract  
 Funding Source: Budgeted Expense

TABULATION OF BIDS  
 CITY OF JOHNSON CITY, TENNESSEE  
 APRIL 14, 2014  
 BID # 5812 - WATER/SEWER  
 Water Fire Service Meters

	QTY	Neptune		C.I. Thornburg		Consolidated	
		Unit	Cost	Unit	Cost	Unit	Cost
1 4" Fire Service Meters	2		4,199.00		5,950.00		4,600.00
2 6" Fire Service Meters	5		5,499.00		7,925.00		6,500.00
3 8" Fire Service Meters	2		7,199.00		11,850.00		8,800.00
4 2" Compound Meters	10		925.00		1,165.00		675.00
5 3" Compound Meters	5		1,400.00		1,475.00		1,200.00
6 4" Compound Meters	5		1,800.00		2,555.00		1,600.00
7 6" Compound Meters	2		2,967.00		4,425.00		3,000.00
8 3" Strainers	5		297.00		x		x
9 4" Strainers	5		355.00		x		x
TOTALS:			84,735.00		115,925.00		85,050.00
X= no bid							
Supplier List: Sensus USA, Badger Meter, United Lithos							
No Bidders List: Hensley Meters, G AC Supply, Jefferson Sales, Walter A Wood, Global pumps, McLennan Water Meters, Salmers, Activair Liquid Measurements,							
Customer Enterprises, Elster AMCO Water, Krohn, Red Bull, Georgia Field Company, FLW Southeast							
RECOMMEND ACCEPTANCE OF LOW BID, CIRCLED ABOVE, ESTIMATED ANNUAL COST \$ 84,735							
THREE YEAR CONTRACT SUBJECT TO ANNUAL RENEWALS							

- iii. SNF Polydyne ..... \$119,880.00

Water & Sewer Services ~ ITB# 5813

Liquid Polymer Contract

Funding Source: Budgeted Expense

TABULATION OF BIDS  
CITY OF JOHNSON CITY, TENNESSEE  
APRIL 15, 2014  
ITB #5813 - LIQUID POLYMER CONTRACT-  
Knob AND BRUSH CREEK -WATER/SEWER

	<u>Knob Creek</u>	<u>Brush Creek</u>
	<u>Plant</u>	<u>Plant</u>
	<u>(21,000 lbs)</u>	<u>(90,000 lbs)</u>
	<u>Unit Price/lb</u>	<u>Unit Price/lb</u>
Tidewater Products	1.47	1.47
SNF Polydyne	1.08	1.08

Decline: Sterling

No Response: Clear Water Consultants, Alivia, Ashland, Gulbrandsen, ATCO, Hill Manufacturing, Naico

ChemTreat, Red Bud, Industrial Chemical, Hercules, Pool & Electric Products, Momar, Pristine

Water Solutions

RECOMMEND ACCEPTANCE OF LOW BID, CIRCLED ABOVE. EST. ANNUAL COST \$ 119,880  
THREE YEAR CONTRACT, RENEWABLE ANNUALLY BASED ON UNIT PRICES.

iv. Preston Construction ..... \$313,900.00

Johnson City Schools ~ ITB #5810

Science Hill High School Sidewalk Canopies

Funding Source: Washington County Bond Funds

SCIENCE HILL HIGH SCHOOL Johnson City, Tennessee ITB #5810		APRIL 17, 2014 3:00 P.M.		205 East Unaka Avenue Johnson City, Tennessee 37601	
BIDDER		BID AMOUNT		SUBCONTRACTORS	
Armstrong Construction Kingsport, Tennessee License Number: 1554 Bid Bond: 25% Addendum Acknowledged: <input checked="" type="checkbox"/>		Base Bid: \$ 241,000.00 Alternate No. One: \$ 98,000.00 (New Canopy "A")	HVAC: None Required Plumbing: None Required Electrical: C.R. Electric	Masonry: Armstrong Geothermal: None Required	
Hollman Construction Johnson City, Tennessee License Number: 26587 Bid Bond: 25% Addendum Acknowledged: <input checked="" type="checkbox"/>		Base Bid: \$ 289,252.00 Alternate No. One: \$ 128,252.00 (New Canopy "A")	HVAC: None Required Plumbing: None Required Electrical: Acorn	Masonry: Hollman Geothermal: None Required	
J.E. Green Company Johnson City, Tennessee License Number: 21427 Bid Bond: 25% Addendum Acknowledged: <input checked="" type="checkbox"/>		Base Bid: \$ 224,700.00 Alternate No. One: \$ 100,700.00 (New Canopy "A")	HVAC: None Required Plumbing: None Required Electrical: C.R. Electric	Masonry: J.E. Green Geothermal: None Required	
Preston Construction Johnson City, Tennessee License Number: 11686 Bid Bond: 25% Addendum Acknowledged: <input checked="" type="checkbox"/>		Base Bid: \$ 211,000.00 Alternate No. One: \$ 102,900.00 (New Canopy "A")	HVAC: None Required Plumbing: None Required Electrical: C.R. Electric	Masonry: Preston Construction Geothermal: None Required	

**D. PURCHASES:**

- i. Gov Connections Inc. .... \$87,843.20  
Johnson City Schools  
Dell Computers and Carts  
Funding Source: Niswonger Grant Funds

Upon motion by Commissioner Jenny Brock, seconded by Commissioner Jeff Banyas, **Ordinance No. 4527-14**, "AN ORDINANCE TO REZONE FROM B-2 (CENTRAL BUSINESS) TO B-3 (SUPPORTING CENTRAL BUSINESS) FOR CERTAIN PROPERTY LOCATED AT 500 WEST WALNUT STREET," was ***passed on first reading***. The motion ***carried*** as follows: Mayor Ralph Van Brocklin and Commissioners Jeff Banyas and Jenny Brock voted aye. Vice-Mayor Clayton Stout and Commissioner David Tomita voted nay.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner David Tomita, **Ordinance No. 4540-14**, "AN ORDINANCE TO REZONE FROM MS-1 (MEDICAL SERVICES) TO B-4 (PLANNED ARTERIAL BUSINESS) CERTAIN PROPERTY LOCATED AT 2226 COLLEGE ROAD," was ***passed on first reading***. The motion ***carried*** by five ayes. There were no nay votes.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner Jeff Banyas, **Ordinance No. 4541-14**, "AN ORDINANCE TO CONSIDER ZONING ORDINANCE AMENDMENTS TO ARTICLE II, DEFINITION OF TERMS," was ***passed on first reading***. The motion ***carried*** by five ayes. There were no nay votes.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner David Tomita, **Ordinance No. 4542-14**, "AN ORDINANCE TO CONSIDER ZONING ORDINANCE AMENDMENTS TO ARTICLE 6.19, LIGHT INDUSTRIAL DISTRICT, AND ARTICLE 6.20, HEAVY INDUSTRIAL DISTRICT," was ***passed on first reading***. The motion ***carried*** by five ayes. There were no nay votes.

Upon motion by Commissioner Jenny Brock, seconded by Commissioner Jeff Banyas, **Ordinance No. 4536-14**, "AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF JOHNSON CITY, TO REFLECT THE PLACEMENT OF THE GATEWAY OVERLAY (GO) DISTRICT ALONG A PORTION OF THE WEST MARKET STREET CORRIDOR," was ***passed on third reading***. The motion ***carried*** by five ayes. There were no nay votes.

**ORDINANCE NO. 4536-14**

AN ORDINANCE TO AMEND THE ZONING MAP OF THE CITY OF JOHNSON CITY, TENNESSEE CONCERNING THE PLACEMENT / ESTABLISHMENT OF THE GATEWAY OVERLAY (GO) DISTRICT.

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**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JOHNSON CITY AS FOLLOWS:**



**SECTION 1.** That the Zoning Map of the City of Johnson City, Tennessee be and the same is hereby amended and modified as follows:

Amend the Zoning Map to be as follows:



**SECTION 2. BE IT FURTHER ORDAINED,** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

**SECTION 3. BE IT FURTHER ORDAINED,** That this ordinance shall take effect from and after its passage on third and final reading and publication as required by law, the public welfare requiring it.

PASSED IN OPEN, PUBLIC MEETING  
ON THE FIRST READING 4/03/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE SECOND READING 4/17/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE THIRD READING 5/1/2014  
APPROVED AND SIGNED IN OPEN  
MEETING ON THE 1<sup>st</sup> DAY OF  
May, 2014  
FOLLOWING PASSAGE ON THIRD  
READING.

/s/ Ralph Van Brocklin  
MAYOR

ATTEST:

/s/ Janet Jennings

CITY RECORDER

APPROVED AS TO FORM:

/s/ James H. Epps, IV

STAFF ATTORNEY

Upon motion by Commissioner David Tomita, seconded by Commissioner Jenny Brock, **Ordinance No. 4537-14**, "AN ORDINANCE TO ANNEX CERTAIN PROPERTY KNOWN AS THE HIGHLAND PARC PHASE 4 ANNEXATION AND TO ZONE SAID PROPERTY R-2A (LOW DENSITY RESIDENTIAL)," was **passed on third reading**. The motion **carried** by five ayes. There were no nay votes.

**ORDINANCE NO. 4537-14**

AN ORDINANCE TO ANNEX CERTAIN PROPERTY LOCATED WITHIN THE ELEVENTH (11<sup>TH</sup>) CIVIL DISTRICT OF WASHINGTON COUNTY, TENNESSEE ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF JOHNSON CITY, TENNESSEE, AND TO INCORPORATE THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF JOHNSON CITY, TENNESSEE, SAID PROPERTY BEING KNOWN AS THE "HIGHLAND PARC PHASE 4 ANNEXATION"; TO ZONE SAID PROPERTY R-2A (LOW DENSITY RESIDENTIAL) AS DESCRIBED HEREIN AND TO AMEND THE ZONING MAP OF THE CITY OF JOHNSON CITY, TENNESSEE ACCORDINGLY, BEING A PART OF THE APPENDIX TO ORDINANCE NO. 1519.

**WHEREAS**, the annexation of such territory is deemed necessary for the welfare of the territory as well as for the welfare of the city as a whole; and

**WHEREAS**, the Johnson City Regional Planning Commission has considered and approved the area for annexation during regular session on March 11, 2014; and

**WHEREAS**, the Johnson City Regional Planning Commission has considered and approved a Plan of Services for the area during regular session on March 11, 2014, a copy of which is attached hereto; and

**WHEREAS**, the Johnson City Regional Planning Commission has considered and approved a proposal for zoning said property during regular session on March 11, 2014; which proposal is made a part of this ordinance as Section 2;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JOHNSON CITY AS FOLLOWS:**

**SECTION 1.** Pursuant to authority conferred by Chapter 113, Public Acts of Tennessee, 1955, there is hereby annexed to the city of Johnson City, Tennessee, and incorporated within the corporate boundaries thereof, the following described territory adjoining the present corporate boundaries and situate, lying and being in the Eleventh (11<sup>th</sup>) Civil District of Washington County, Tennessee.

See description marked "Exhibit 'A'" hereto.

See map or plat of the above-described property marked "Exhibit 'B'" hereto.

**SECTION 2. BE IT FURTHER ORDAINED** that the area herein described and annexed be zoned R-2A (Low Density Residential).

**SECTION 3. BE IT FURTHER ORDAINED** that this ordinance shall become operative from and after its passage provided in Chapter 113, Public Acts of Tennessee, 1955, and Chapter 1101, Public Acts of Tennessee, 1998 as supplemented and amended.

PASSED IN OPEN, PUBLIC MEETING  
ON THE FIRST READING 4/03/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE SECOND READING 4/17/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE THIRD READING 5/1/2014  
APPROVED AND SIGNED IN OPEN  
MEETING ON THE 1<sup>st</sup> DAY OF  
May, 2014  
FOLLOWING PASSAGE ON THIRD  
READING.

/s/ Ralph Van Brocklin  
MAYOR

ATTEST:

/s/ Janet Jennings  
CITY RECORDER

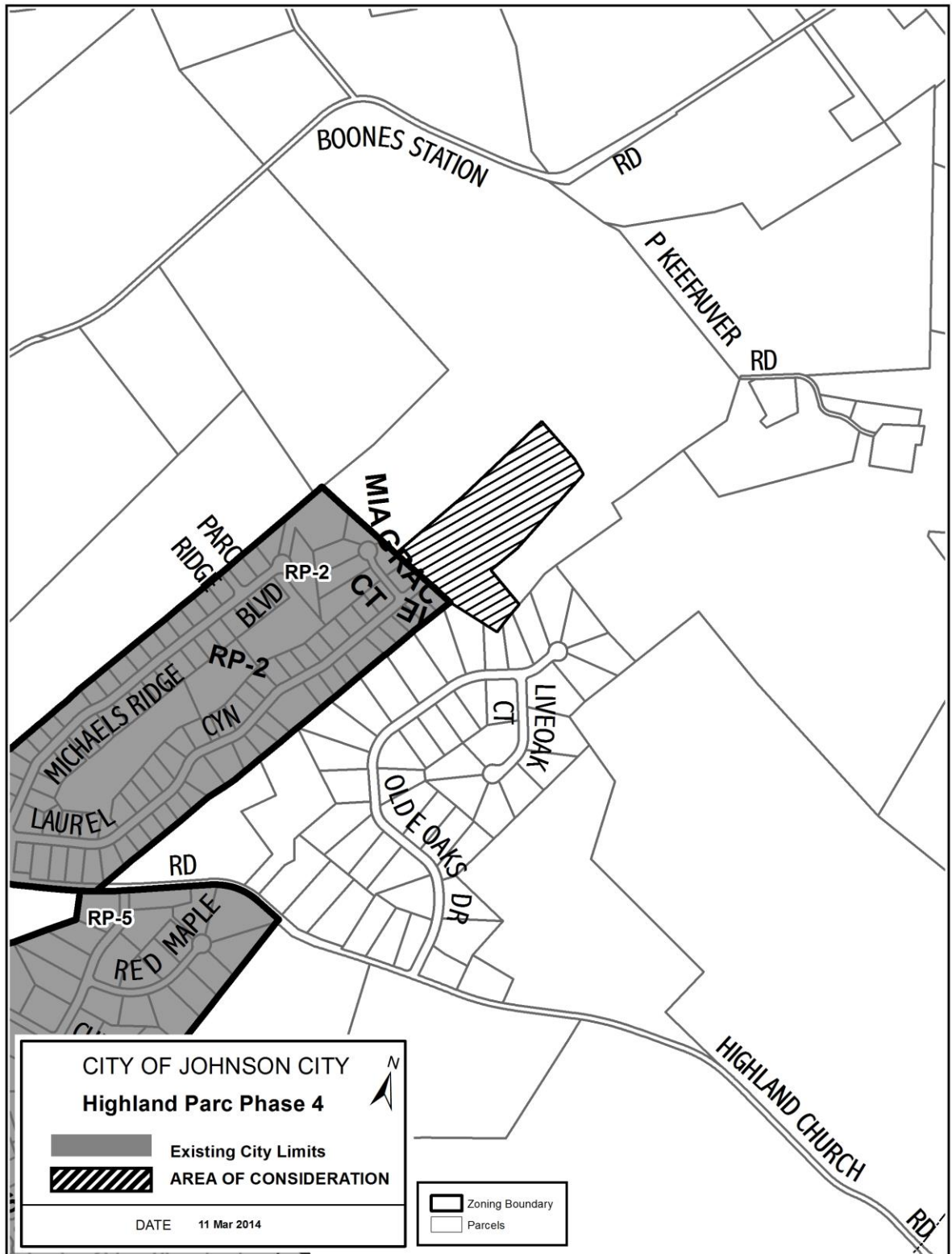
APPROVED AS TO FORM:

/s/ James H. Epps, IV  
STAFF ATTORNEY

**“EXHIBIT ‘A’ ”**

**BEGINNING** at a point, said point being the northeasterly corner of property located at 210 Laurel Canyon and owned by Chad Berry; thence continuing in a southeasterly direction for a distance of 296 feet to a point, said point being a point along the rear property line for Tax Map 36F Group A Parcel 29; thence continuing in a northeasterly direction for a distance of 192 feet to a point, said point being a point on the rear property line of property known as 1239 Old Oaks Drive; thence continuing in a northwesterly direction for a distance of 257 feet to a point, said point being the edge of property proposed as Highland Parc Phase 4; thence continuing in a northeasterly direction for a distance of 917 feet to a point, said point being the northeasterly corner of property proposed as Highland Parc Phase 4; thence continuing in a northwesterly direction for a distance of 345 feet to a point, said point being the northwesterly corner of property proposed as Highland Parc Phase 4; thence continuing in a southwesterly direction for a distance of 989 feet to a point, said point being a point on the rear property line of Tax Map 36B Group B Parcel 12; thence continuing in a southeasterly direction for a distance of 403 feet to a point, said point being the point of **BEGINNING**.

“EXHIBIT ‘B’ ”



At this time, a public hearing was held regarding the Plan of Services for the Highland Parc Phase 4 Annexation. No one spoke for or against this item.

Upon motion by Commissioner David Tomita, seconded by Commissioner Jeff Banyas, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Plan of Services for the Highland Parc Phase 4 Annexation, be and the same is hereby approved.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner David Tomita, **Ordinance No. 4538-14**, "BLUE PLUM FESTIVAL," was **passed on third reading**. The motion **carried** by five ayes. There were no nay votes.

#### **ORDINANCE NO. 4538-14**

AN ORDINANCE AUTHORIZING THE CONSUMPTION OF CERTAIN ALCOHOLIC BEVERAGES AS SPECIFIED HEREIN AT THE 2014 BLUE PLUM FESTIVAL TO TAKE PLACE UPON THE PUBLIC STREETS, SIDEWALKS, WALKWAYS, SQUARES, AVENUES, ALLEYS OR OTHER PUBLIC WAYS AS PARTICULARLY DESCRIBED IN THAT PORTION OF THE CITY MORE PARTICULARLY SET FORTH AND DESCRIBED HEREIN NOTWITHSTANDING THE PROVISIONS OF TITLE 8, SECTION 8-101 OF THE CODE OF THE CITY OF JOHNSON CITY, TENNESSEE, OR ANY OTHER ORDINANCES OR PARTS OF ORDINANCES HERETOFORE PASSED.

**WHEREAS**, those persons sponsoring the special event known as the Blue Plum Festival have requested permission for the temporary closing from Thursday, June 5, 2014, at 5:00 p.m. until Sunday, June 8, 2014, at 8:00 p.m., local time, and use of certain public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as herein described for the purpose of holding the Blue Plum Festival in Johnson City, Tennessee, in that portion of the downtown area as more particularly described and set forth on Exhibit "A" to this ordinance as well as to allow the possession and consumption of beer to be possessed and consumed during said event in said area on June 6, 2014, through June 7, 2014, between the hours of 11:00 a.m. and 11:00 p.m., local time; and

**WHEREAS**, it has been determined by the Board of Commissioners that it is in the public interest of the City to allow the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways in that portion of the downtown area herein described which is to be purchased from the licensees located in said area as described herein during said event; and

**WHEREAS**, it has been determined to be in the public interest to suspend the operation of the ordinance of the City governing the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight in the Permitted Area shown on Exhibit "A" only during the hours between 11:00 a.m. and 11:00 p.m., local time on June 6, 2014, and between 11:00 a.m. and 11:00 p.m., local time, on June 7, 2014.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JOHNSON CITY** as follows:

**SECTION I.** That there shall be a temporary closing from Thursday, June 5, 2014, at 5:00 p.m. until Sunday, June 8, 2014, at 8:00 p.m., local time, of certain public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as herein described for the purpose of holding the Blue Plum Festival in Johnson City, Tennessee, in that portion of the downtown area as more particularly described and set forth on Exhibit "A" to this ordinance.

**SECTION II.** BE IT FURTHER ORDAINED That the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight be permitted in that area of the City described herein on Exhibit "A" and be allowed upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways of the City located in said Permitted Area of the City depicted on Exhibit "A", only during the hours between 11:00 a.m. and 11:00 p.m., local time on June 6, 2014, and between 11:00 a.m. and 11:00 p.m., local time, on June 7, 2014. No sale of beer shall take place outside of the confines of the interior walls of the licensed premises of persons, firms, corporations, or other entities which are currently duly licensed under applicable state statutes and municipal ordinances governing the sale of said beverages in the B-2 Central Business District, fronting the streets closed in the area described on Exhibit "A." No sales of beer shall be allowed upon the public streets, sidewalks, walkways, squares, avenues, alleys, or other public ways depicted on Exhibit "A" as the "Permitted Area."

**SECTION III.** BE IT FURTHER ORDAINED that all such beer possession and consumption as authorized herein be purchased from persons, firms, corporations, or other entities which are currently duly licensed under applicable state statutes and municipal ordinances governing the sale of said beverages in the B-2 Central Business District, fronting the streets closed in the Permitted Area described on Exhibit "A," in containers which shall be of suitable material such as styrofoam, paper, plastic or some other such known non-shatterable or unbreakable substance and which shall be other than glass.

**SECTION IV.** BE IT FURTHER ORDAINED that only pedestrian traffic will be allowed in the Permitted Area described on Exhibit "A" and all other traffic, except police, EMS, fire or other such emergency equipment, shall be prohibited. Nothing herein shall be construed as prohibiting restaurants possessing a valid, current special exception by the Johnson City Board of Zoning Appeals for sidewalk dining from operating within the parameters of the special exception.

**SECTION V.** BE IT FURTHER ORDAINED that coolers, glass bottles, glass thermos bottles, breakable glasses and/or cups or mugs, large bags and backpacks shall be prohibited within the Permitted Area described on Exhibit "A".

**SECTION VI.** BE IT FURTHER ORDAINED that no container of beer with an alcoholic content not exceeding five percent (5%) by weight shall be capable of containing more than sixteen (16) fluid ounces within the Permitted Area described on Exhibit "A".

**SECTION VII.** BE IT FURTHER ORDAINED that only the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight shall be permitted upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as particularly set forth as the Permitted Area on Exhibit "A" hereto and that all other alcoholic beverages shall be sold and permitted only within the licensed establishments in the B-2 Central Business District, fronting the streets closed in the Permitted Area on Exhibit "A," holding current, operable, licenses and permits from the City of Johnson City and the State of Tennessee.

**SECTION VIII.** BE IT FURTHER ORDAINED that the operation of this ordinance shall terminate at 8:00 p.m., local time, on June 8, 2014, and thereafter shall be null, void and of no force or effect.

**SECTION IX.** BE IT FURTHER ORDAINED that during the operation of this ordinance there be appropriate measures taken so as to notify the public of the closing of the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways for the purpose of holding the Blue Plum Festival and to notify the public that special rules are in effect allowing only the consumption of beer with an alcoholic content not exceeding five percent (5%) by weight within the areas specified herein.

**SECTION X.** BE IT FURTHER ORDAINED that no authorized license holder holding an on-premises license for the sale of beer with an alcoholic content not exceeding five percent (5%) by weight is to sell such beverages for off-premise consumption after 10:30 p.m., local time.

**SECTION XI.** BE IT FURTHER ORDAINED that all off-premises beverages as permitted herein shall be consumed before 11:00 p.m., local time.

**SECTION XII.** BE IT FURTHER ORDAINED that all music shall be concluded at 11:00 p.m., local time, in the area herein described.

**SECTION XIII.** BE IT FURTHER ORDAINED that the authorized license holder making the sale shall be responsible at the entrance to the business premises for checking all identification in order to ensure legal compliance with the laws pertaining to legal drinking age and no such license holders shall allow alcoholic beverages as permitted herein to leave the licensed premises for off-premises consumption after the 10:30 p.m., local time, deadline as set forth herein.

**SECTION XIV.** BE IT FURTHER ORDAINED that this ordinance shall take effect during the hours and dates set forth herein, after its passage on third and final reading and publication as required by law, the public welfare requiring it.

**SECTION XV.** BE IT FURTHER ORDAINED that each violation of a provision of this ordinance shall subject the licensee to punishment up to and including forfeiture of his or her license and a fine as specified in the Code of the City of Johnson City, Tennessee, in Section 1-104.

PASSED IN OPEN, PUBLIC MEETING  
ON THE FIRST READING 4/03/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE SECOND READING 4/17/2014  
PASSED IN OPEN, PUBLIC MEETING  
ON THE THIRD READING 5/1/2014  
APPROVED AND SIGNED IN OPEN  
MEETING ON THE 1<sup>st</sup> DAY OF  
May, 2014  
FOLLOWING PASSAGE ON THIRD  
READING.

/s/ Ralph Van Brocklin  
MAYOR

ATTEST:

/s/ Janet Jennings  
CITY RECORDER

APPROVED AS TO FORM:

/s/ James H. Epps, IV  
STAFF ATTORNEY

Upon motion by Commissioner David Tomita, seconded by Vice-Mayor Clayton Stout, **Ordinance No. 4539-14**, "UMOJA FESTIVAL," was ***passed on third reading***. The motion ***carried*** by five ayes. There were no nay votes.

**ORDINANCE NO. 4539-14**

AN ORDINANCE AUTHORIZING THE CONSUMPTION OF CERTAIN ALCOHOLIC BEVERAGES AS SPECIFIED HEREIN AT THE 2014 UMOJA FESTIVAL TO TAKE PLACE UPON THE PUBLIC STREETS, SIDEWALKS, WALKWAYS, SQUARES, AVENUES, ALLEYS OR OTHER PUBLIC WAYS AS PARTICULARLY DESCRIBED IN THAT PORTION OF THE CITY MORE PARTICULARLY SET FORTH AND DESCRIBED HEREIN NOTWITHSTANDING THE PROVISIONS OF TITLE 8, SECTION 8-101 OF THE CODE OF THE CITY OF JOHNSON CITY, TENNESSEE, OR ANY OTHER ORDINANCES OR PARTS OF ORDINANCES HERETOFORE PASSED.

**WHEREAS**, those persons sponsoring the special event known as the UMOJA Festival have requested permission for the temporary closing from Thursday, August 7, 2014, at 7:00 p.m. until Sunday, August 10, 2014, at 6:00 a.m., local time, and use of certain public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as herein described for the purpose of holding the UMOJA Festival in Johnson City, Tennessee, in that portion of the downtown area as more particularly described and set forth on Exhibit "A" to this ordinance as well as to allow the possession and consumption of beer to be possessed and consumed during said event in, and only in, said area during said occasion which will be held on August 8, 2014, through August 9, 2014; and

**WHEREAS**, it has been determined by the Board of Commissioners that it is in the public interest of the City to allow the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways in that portion of the downtown area herein described which is to be purchased from the licensees located in said area as described herein during said event; and

**WHEREAS**, it has been determined to be in the public interest to suspend the operation of the ordinance of the City governing the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight in the Permitted Area shown on Exhibit "A" only during the hours between 11:00 a.m. and 11:00 p.m., local time on August 8, 2014, and between 11:00 a.m. and 11:00 p.m., local time, on August 9, 2014.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF JOHNSON CITY** as follows:

**SECTION I.** That there shall be a temporary closing from Thursday, August 7, 2014, at 7:00 p.m. until Sunday, August 10, 2014, at 6:00 a.m., local time, of certain public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as herein described for the purpose of holding the UMOJA Festival in Johnson City, Tennessee, in that portion of the downtown area as more particularly described and set forth on Exhibit "A" to this ordinance

**SECTION II.** BE IT FURTHER ORDAINED That the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight be permitted in that area of the City described herein on Exhibit "A" and be allowed upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways of the City located in said Permitted Area of the City depicted on Exhibit "A", only during the hours between 11:00 a.m. and 11:00 p.m., local time on August 8, 2014, and between 11:00 a.m. and 11:00 p.m., local time, on August 9, 2014. No sale of beer shall take place outside of the confines of the interior walls of the licensed premises of persons, firms, corporations, or other entities which are currently duly licensed under applicable state statutes and municipal ordinances governing the sale of said beverages in the B-2 Central Business District, fronting the streets closed in the area described on Exhibit "A." No sales of beer shall be allowed upon the public streets, sidewalks, walkways, squares, avenues, alleys, or other public ways depicted on Exhibit "A" as the "Permitted Area."

**SECTION III.** BE IT FURTHER ORDAINED that all such beer possession and consumption as authorized herein be purchased from persons, firms, corporations, or other entities which are currently duly licensed under applicable state statutes and municipal ordinances governing the sale of said beverages in the B-2 Central Business District, fronting the streets closed in the Permitted Area described on Exhibit "A," in containers which shall be of suitable material such as styrofoam, paper, plastic or some other such known non-shatterable or unbreakable substance and which shall be other than glass or metal.

**SECTION IV.** BE IT FURTHER ORDAINED that only pedestrian traffic will be allowed in the Permitted Area described on Exhibit "A" and all other traffic, except police, EMS, fire or other such emergency equipment, shall be prohibited. Nothing herein shall be construed as prohibiting restaurants possessing a valid, current special exception by the Johnson City Board of Zoning Appeals for sidewalk dining from operating within the parameters of the special exception.

**SECTION V.** BE IT FURTHER ORDAINED that coolers, glass bottles, glass thermos bottles, breakable glasses and/or cups or mugs, large bags and backpacks shall be prohibited within the Permitted Area described on Exhibit "A".



**SECTION VI.** BE IT FURTHER ORDAINED that no container of beer with an alcoholic content not exceeding five percent (5%) by weight shall be capable of containing more than sixteen (16) fluid ounces within the Permitted Area described on Exhibit "A".

**SECTION VII.** BE IT FURTHER ORDAINED that only the possession and consumption of beer with an alcoholic content not exceeding five percent (5%) by weight shall be permitted upon the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways as particularly set forth as the Permitted Area on Exhibit "A" hereto and that all other alcoholic beverages shall be sold and permitted only within the licensed establishments in the B-2 Central Business District, fronting the streets closed in the Permitted Area on Exhibit "A," holding current, operable, licenses and permits from the City of Johnson City and the State of Tennessee.

**SECTION VIII.** BE IT FURTHER ORDAINED that the operation of this ordinance shall terminate at 6:00 a.m., local time, on August 10, 2014, and thereafter shall be null, void and of no force or effect.

**SECTION IX.** BE IT FURTHER ORDAINED that during the operation of this ordinance there be appropriate measures taken so as to notify the public of the closing of the public streets, sidewalks, walkways, squares, avenues, alleys or other public ways for the purpose of holding the UMOJA Festival and to notify the public that special rules are in effect allowing only the consumption of beer with an alcoholic content not exceeding five percent (5%) by weight within the areas specified herein.

**SECTION X.** BE IT FURTHER ORDAINED that no authorized license holder holding an on-premises license for the sale of beer with an alcoholic content not exceeding five percent (5%) by weight is to sell such beverages for off-premise consumption after 10:30 p.m., local time.

**SECTION XI.** BE IT FURTHER ORDAINED that all off-premises beverages as permitted herein shall be consumed before 11:00 p.m., local time.

**SECTION XII.** BE IT FURTHER ORDAINED that all music shall be concluded at 11:00 p.m., local time, in the area herein described.

**SECTION XIII.** BE IT FURTHER ORDAINED that the authorized license holder making the sale shall be responsible at the entrance to the business premises for checking all identification in order to ensure legal compliance with the laws pertaining to legal drinking age and no such license holders shall allow alcoholic beverages as permitted herein to leave the licensed premises for off-premises consumption after the 10:30 p.m., local time, deadline as set forth herein.

**SECTION XIV.** BE IT FURTHER ORDAINED that this ordinance shall take effect during the hours and dates set forth herein, after its passage on third and final reading and publication as required by law, the public welfare requiring it.

**SECTION XV.** BE IT FURTHER ORDAINED that each violation of a provision of this ordinance shall subject the licensee to punishment up to and including forfeiture of his or her license and a fine as specified in the Code of the City of Johnson City, Tennessee, in Section 1-104.

PASSED IN OPEN, PUBLIC MEETING  
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APPROVED AND SIGNED IN OPEN  
MEETING ON THE 1<sup>st</sup> DAY OF  
May, 2014  
FOLLOWING PASSAGE ON THIRD  
READING.

/s/ Ralph Van Brocklin  
MAYOR

ATTEST:

/s/ Janet Jennings  
CITY RECORDER

APPROVED AS TO FORM:

/s/ James H. Epps, IV  
STAFF ATTORNEY

Upon motion by Commissioner Jeff Banyas, seconded by Commissioner David Tomita, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the amended Concept Plan for the property located off of Cedar Grove Road, be and the same is hereby approved.

At this time, a public hearing was held regarding the Fiscal Year 2015 Year Five HUD CDBG and HOME Consortium Annual Consolidated Plan. Steve Baldwin, Community Development Coordinator, spoke in favor of the plan. No one spoke in opposition.

Upon motion by Vice-Mayor Clayton Stout, seconded by Commissioner Jeff Banyas, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That the Fiscal Year 2015 Year Five HUD CDBG and HOME Consortium Annual Consolidated Plan, be and the same is hereby approved.

Upon motion by Commissioner David Tomita, seconded by Vice-Mayor Clayton Stout, the following resolution was offered for adoption. The motion **carried** by five ayes. There were no nay votes.

**COMMISSION MEETING MINUTES**

**MAY 1, 2014**

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE CITY OF JOHNSON CITY, That termination of a Development Agreement with Coal Yard Restoration, LLC, be and the same is hereby approved.

At this time, Phil Pindzola, Public Works Director, presented the Fiscal Year 2015 Solid Waste and Stormwater Budget Overview.

At this time, Mayor Ralph Van Brocklin presented the City Manager Salary Adjustment. No action was taken.

There being no further business or discussion, Mayor Ralph Van Brocklin adjourned the meeting at 10:40 p.m.

/s/ Ralph Van Brocklin  
RALPH VAN BROCKLIN  
MAYOR

/s/ Janet Jennings  
JANET JENNINGS  
CITY RECORDER

**ITEMS DEFERRED:**

1. None.

**ACTION ITEMS:**

1. None.